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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: May-Ho Ko

Serial No.: 10/724,784

Group Art Unit: 2826

Filed: December 1, 2003

Examiner: Remmon R. Forde

For: **FLASH PROCESS FOR
STACKING POLY ETCHING**

Confirmation No.: 1903

Atty. Docket No.: TS00-932

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

Sir:

This reply is responsive to the Office Action dated **December 17, 2004**, in which the examiner required election between:

Invention 1 - Claims 1-28, directed to a method of making a semiconductor device;

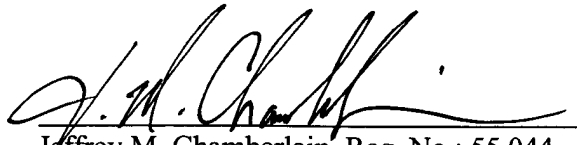
Invention 2 - Claims 29-33, directed to a semiconductor device.

Applicant hereby elects Invention 1 for prosecution on the merits. This election is made without traverse. Applicant reserves the right to file a divisional application claiming the subject matter of Invention 2.

No fees are deemed due with this response, however, should any fees be required, the Commissioner for Patents is hereby authorized to charge any such required fees to deposit account 50-2061.

Respectfully submitted,

Dated: January 18, 2005


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